UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS BROWNSVILLE DIVISION

SPACE EXPLORATION TECHNOLOGIES CORP.,

Plaintiff,

v.

NATIONAL LABOR RELATIONS
BOARD, a federal administrative agency,
JENNIFER ABRUZZO, in her official
capacity as the General Counsel of the
National Labor Relations Board, LAUREN
M. McFERRAN, in her official capacity as
the Chairman of the National Labor
Relations Board, MARVIN E. KAPLAN,
GWYNNE A. WILCOX, and DAVID M.
PROUTY, in their official capacities as
Board Members of the National Labor
Relations Board, and JOHN DOE in his
official capacity as an Administrative Law
Judge of the National Labor Relations
Board,

Defendants.

Civil Action No. 1:24-cv-00001

PLAINTIFF'S UNOPPOSED MOTION FOR LEAVE TO EXTEND PAGE LIMITS

Plaintiff Space Exploration Technologies Corp. ("SpaceX") hereby moves to extend the page limit for SpaceX's motion for a preliminary injunction to 25 pages. There is good cause to grant the motion. The five-page extension is necessary given the complexity of the issues raised by SpaceX's multiple constitutional claims and the need to provide a detailed application of the preliminary injunction factors. Counsel for Defendants have stated that they do not oppose a 25-page extension for this motion but reserve their right to also seek additional pages for their opposition given the complexity and number of issues. Therefore, SpaceX respectfully requests that this Court grant the requested five-page extension.

Dated: January 17, 2024 Respectfully submitted,

By: <u>s/Catherine L. Eschbach</u>

MORGAN LEWIS & BOCKIUS LLP

Catherine L. Eschbach Attorney-In-Charge 1000 Louisiana Street, Suite 4000 Houston, TX 77002-50006 catherine.eschbach@morganlewis.com (713) 890-5719

Harry I. Johnson, III (*pro hac vice*) 2049 Century Park East, Suite 700 Los Angeles, CA 90067-3109 (310) 907-1000

Michael E. Kenneally (pro hac vice) Amanda L. Salz (pro hac vice) 1111 Pennsylvania Avenue, N.W. Washington, DC 20004-2541 michael.kenneally@morganlewis.com amanda.salz@morganlewis.com (202) 739-3000

Attorneys for Plaintiff Space Exploration Technologies Corporation

s/ Benjamin S. Lyles

BENJAMIN S. LYLES Assistant United States Attorney S.D. Tex. ID No. 3062156 State Bar No. 24094808 1701 W. Bus. Highway 83, Suite 600

McAllen, TX 78501

Telephone: (956) 618-8010

Facsimile: (956) 618-8016

E-mail: Benjamin.Lyles@usdoj.gov Attorney-in-Charge for Defendants

s/ David P. Boehm

DAVID P. BOEHM

Trial Attorney

D.C. Bar No. 1033755 – pro hac vice 1015 Half Street, S.E. - 4th Floor

Washington, DC 20003

Telephone: (202) 273-4202 Email: David.boehm@nlrb.gov

Attorneys for the National Labor Relations Board, Jennifer Abruzzo, Lauren M. McFerran, Marvin E. Kaplan, Gwynne E. Wilcox, and David M. Prouty

CERTIFICATE OF CONFERENCE

Pursuant to Local Rules 7.1(d) and 7.2, I hereby certify that on January 12, 2024, I conferred with counsel for the Defendants via email, who represented that Defendants do not oppose the foregoing motion.

s/ Catherine L. Eschbach
Catherine L. Eschbach

CERTIFICATE OF SERVICE

I hereby certify that on January 17, 2024, I electronically filed the foregoing with the Clerk of the Court using the ECF system, which will send notification to all parties of record.

s/ Catherine L. Eschbach
Catherine L. Eschbach